

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

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MORETON BINN and MARISOL F, LLC,
derivatively on behalf of Nominal Defendant,
Xpresspa Group, Inc., f/k/a Form Holdings Corp.,
Plaintiffs,

-against-

BRUCE T. BERNSTEIN, RICHARD K. ABBE,
ANDREW R. HEYER, SALVATORE
GIARDANA, BRIAN DALY, ROCKMORE
INVESTMENT MASTER FUND, L.P., and B3D,
LLC,

Defendants.

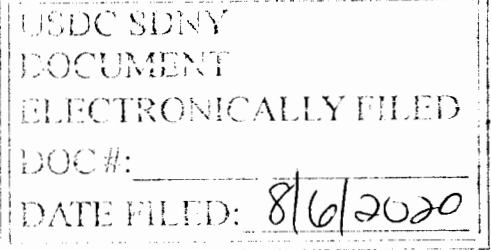
-and-

XPRESSPA GROUP, INC., f/k/a Form Holdings
Corp.,
Nominal Defendant.

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It is hereby **ORDERED, ADJUDGED AND DECREED:** That for the reasons
stated in the Court's Order dated August 6, 2020, the Court has reviewed the R&R for clear error
and finds none. The Report and Recommendation is accepted and adopted in its entirety.
Defendants' motions to dismiss are GRANTED. Abbe's motion to strike is DENIED as moot;
accordingly, the case is closed.

Dated: New York, New York
August 6, 2020



19 CIVIL 6122 (GHW)

JUDGMENT

RUBY J. KRAJICK

BY:

Clerk of Court

A handwritten signature in cursive script, appearing to read "kmango".

Deputy Clerk